

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA

LEONARDO CACHO, RUBEN
CHARLES, CARL CLARK, LINDA
CREA, SR., BRANDON
DUELING, ROXIE HARRIS,
WENDER JEUDY, WANDA
JONES, SEAN K. LEE, TINA
MARIE, LETITIA MATTHEWS,
ROBERT MCCUMSEY,
RULESHA MCKINNEY, BIANCA
ORTIZ, FRANCY DIAZ PEREZ,
JAMES POWELL, ANTHONY
PYLES, ELLERY RICHARD,
JEFFREY ROBINSON, MARCIO
SINELLI, THOMAS
STEFANOPOULOS, BETTY
WALTON, JENNIFER WALKER,
HUEY WILLIAMS, and ANTONIO
WYNN, Individually and on Behalf
of All Others Similarly Situated,

Plaintiffs,

v.

MERCEDES-BENZ USA, LLC,
MERCEDES-BENZ
AKTIENGESELLSCHAFT, and
MERCEDES-BENZ GROUP
AKTIENGESELLSCHAFT,

Defendants.

Case No. 1:24-CV-02894-ELR

**MERCEDES-BENZ USA, LLC, MERCEDES-BENZ
AKTIENGESELLSCHAFT, and MERCEDES-BENZ GROUP
AKTIENGESELLSCHAFT'S MOTION TO DISMISS COMPLAINT**

Defendants Mercedes Benz USA, LLC (“MBUSA”), Mercedes-Benz Group
Aktiengesellschaft (“MBG”), Mercedes-Benz Aktiengesellschaft (“MBAG”)

respectfully move the Court to dismiss the claims asserted against them in plaintiffs' Complaint pursuant to Fed. R. Civ. P. 12(b)(6). This motion is based on the accompanying memorandum of law, the attached declarations and the exhibits thereto, and the record in this case.

Respectfully submitted this 20th day of December, 2024.

/s/ S. Wade Malone

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Georgia Bar No.

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Aktiengesellschaft, and Mercedes-Benz
Group Aktiengesellschaft*

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing has been filed on December 20, 2024 using the Court's CM/ECF system, which will send notice of electronic filing to all parties registered with the system.

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CERTIFICATE OF COMPLIANCE

I hereby certify, in compliance with Local Rule 5.1(C), that the foregoing pleading has been prepared using 14-point Times New Roman font with margins of not less than 1 inch.

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